

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON  
PORTLAND DIVISION

ROXANNA D. LLOYD,

No. 3:10-CV-6031-ST

Plaintiff,

ORDER

v.

MICHAEL J. ASTRUE, Commissioner,  
Social Security Administration,

Defendant.

Alan Stuart Graf  
Alan Stuart Graf P.C.  
316 Second Rd  
Summertown, TN 38483

Attorney for Plaintiff

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Adrian L. Brown  
U.S. Attorney's Office  
District of Oregon  
1000 SW Third Avenue, Suite 600  
Portland, OR 97204

David J. Burdett  
Social Security Administration  
701 Fifth Avenue  
Suite 2900 M/S 901  
Seattle, WA 98104-7075

Attorneys for Defendant

HERNANDEZ, District Judge:

Magistrate Judge Stewart issued a Findings and Recommendation (#34) on November 4, 2011, in which she recommends that this Court grant plaintiff's Unopposed Motion for Attorney Fees. The matter is now before me pursuant to 28 U.S.C. § 636(b)(1)(B) and Federal Rule of Civil Procedure 72(b).

Because no objections to the Magistrate Judge's Findings and Recommendation were timely filed, I am relieved of my obligation to review the record *de novo*. United States v. Reyna-Tapia, 328 F.3d 1114, 1121 (9th Cir. 2003) (en banc); see also United States v. Bernhardt, 840 F.2d 1441, 1444 (9th Cir. 1988) (*de novo* review required only for portions of Magistrate Judge's report to which objections have been made). Having reviewed the legal principles *de novo*, I find no error.

#### CONCLUSION

I ADOPT Magistrate Judge Stewart's Findings and Recommendation (#34). Accordingly, plaintiff's Unopposed Motion for Attorney Fees (#30) is granted in the sum of \$8,875.75, from which the EAJA fee award of \$5,696.64 should be subtracted, for a total award

of \$3,179.11.

IT IS SO ORDERED.

DATED this 23<sup>rd</sup> day of November, 2011.

/s/ Marco A. Hernandez  
MARCO A. HERNANDEZ  
United States District Judge